

## SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

CR 57895 DA A56838

DATE NOV 8 1982 AT 10:30 M.

PRESENT HON. JAMES A. MALKUS

JUDGE PRESIDING DEPARTMENT

NINE HOUR COURT  
BY R. D. ZIMMERMAN, JR.  
NOV 8 1982

CLERK REPORTER

THE PEOPLE OF THE STATE OF CALIFORNIA

VS CARLOS BUSTAMANTE aka Carlos Bustamente

DEFENDANT

DEPUTY DISTRICT ATTORNEY

DEFENDERS

ATTORNEY FOR DEFENDANT/APPT'D/RETAINED

VIOLATION OF PC 192.2

FUR PROC PC 1203.03

DEFENDANT	<input type="checkbox"/> DULY ARRAIGNED FOR JUDGMENT	<input checked="" type="checkbox"/> WAIVES ARRAIGNMENT	<input type="checkbox"/> NOT PRESENT				
PROBATION IS	<input type="checkbox"/> DENIED	<input type="checkbox"/> REVOKED	<input type="checkbox"/> REINSTATED	<input type="checkbox"/> MODIFIED	<input type="checkbox"/> CONTINUED	<input type="checkbox"/> GRANTED _____ YEARS	
						<input type="checkbox"/> FORMAL/SUMMARY	
<input type="checkbox"/> DEFENDANT COMMITTED TO CUSTODY OF SHERIFF FOR _____ AS PER ORDER SIGNED AND FILED			ADULT INSTITUTIONS RECOMMENDED (STRIKE IF NOT APPLICABLE)				
<input type="checkbox"/> DEFENDANT REFERRED TO DIRECTOR OF CORRECTIONS UNDER PC 1203.03 HEARING SET FOR _____							
AT _____ M IN DEPARTMENT	(LOWER) (MIDDLE) (UPPER) TERM			CREDIT TIME SERVED			
<input type="checkbox"/> DEFENDANT COMMITTED TO DIRECTOR OF CORRECTIONS	OF _____	YRS.	81			DAYS LOCAL	
<input type="checkbox"/> DEFENDANT COMMITTED TO CALIFORNIA YOUTH AUTHORITY				140			DAYS PRISON
<input checked="" type="checkbox"/> DEFENDANT NOTIFIED OF APPEAL RIGHTS IN ACCORDANCE WITH RULE 250 CALIFORNIA RULES OF COURT				121			DAYS GTMT
<input type="checkbox"/> ADVISED OF PAROLE RIGHTS							DAYS TOTAL
CONTINUED TO _____ DEPT.							

AT \_\_\_\_\_ M ON MOTION OF COURT / DDA / DEFENDANT / PROBATION OFFICER

PROCEEDINGS ADJOURNED TO DETERMINE WHETHER DEFENDANT  IS PRESENTLY SANE (PC 1368)  IS MENTALLY DISORDERED SEX OFFENDER (WI 6300 ET. SEQ.) ADDICTED OR IN IMMINENT DANGER OF BECOMING ADDICTED TO NARCOTICS AS PER ORDER SIGNED AND FILED (WI 3051) DEFENDANT REMAINS AT LIBERTY  ON BOND POSTED \$ \_\_\_\_\_  ON OWN RECOGNIZANCE  ON PROBATION DEFENDANT REMANDED TO CUSTODY OF SHERIFF WITHOUT BAIL  DEFENDANT ORDERED RELEASED FROM CUSTODY OF SHERIFF DEFENDANT REMANDED TO CUSTODY OF SHERIFF WITH BAIL SET AT \$ \_\_\_\_\_ COURT DETERMINES DEFENDANT HAS / DOES NOT HAVE ABILITY TO REIMBURSE THE COUNTY FOR COURT APPOINTED COUNSEL IN THE AMOUNT OF \$ \_\_\_\_\_

PAYABLE \$ \_\_\_\_\_ PER MONTH COMMENCING \_\_\_\_\_

 BENCH WARRANT TO ISSUE BAIL SET AT \$ \_\_\_\_\_ SERVICE WITHHELD TO \_\_\_\_\_ BAIL BOND EXonerated  DMV ABSTRACT FORWARDED BOND FORFEITED \$ \_\_\_\_\_ BOND COMPANY \_\_\_\_\_

BOND NO. \_\_\_\_\_

AGENT \_\_\_\_\_

 DEFENDANT ORDERED TO PAY A FINE OF \$ \_\_\_\_\_ INCLUDING PENALTY ASSESSMENT (PC 13521) (GC 13907)  
(STRIKE ONE)

AT \$ \_\_\_\_\_ BEGINNING \_\_\_\_\_ PLUS PENALTY ASSESSMENT (GC 13907)

 DEFENDANT ORDERED TO MAKE RESTITUTION OF \_\_\_\_\_ AT \_\_\_\_\_ COMMENCING \_\_\_\_\_

OTHER \_\_\_\_\_

I recommend a minimum custody institution

DATED:

NOV 8 1982

ORDER JAMES A. MALKUS

## SINGLE OR CONCURRENT COUNT FORM

(Not to be used for Multiple Count Convictions nor Consecutive Sentences)

FORM DSL 290.1

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO  
COURT 10 BRANCH

3 7

PEOPLE OF THE STATE OF CALIFORNIA  
DEFENDANT: CARLOS BUSTAMANTE  
AKA: Carlos Bustamante

VERSUS

 PRESENT  NOT PRESENTCASE NUMBER  
CR 57895

1  
F. Robert L. Zumwalt, Clerk D  
NOV 8 1982  
BY E. RUNDLE  
DEPUTY

COMMITMENT TO STATE PRISON  
ABSTRACT OF JUDGMENT AMENDED  
ABSTRACTDATE OF HEARING  
11 08 82 DEPT. NO.  
REPORTER  
MARVEL McDonaldJUDGE  
COUNSEL FOR PEOPLE  
KEITH BURTDEBORAH HOCKETT  
PROBATION TO: PROBATION OFFICERCOUNSEL FOR DEFENDANT  
THOMAS BOWDEN

CHARLYNE MCKAIN

## 1. DEFENDANT WAS CONVICTED OF THE COMMISSION OF THE FOLLOWING FELONY:

COUNT	W U	SECTION NUMBER	CRIME	ACQUITTED		DATE OF CONVICTION	CONVICTION BY		TIME IMPOSED	
				ACQ	NO		MO	DAY	YEAR	STRAIGHT
3	PC	192.2	Involuntary Manslaughter	81	0	10/29/82	X	11	2	1

## 2. ENHANCEMENTS (CHARGED AND FOUND, STRICKEN, TIME IMPOSED)

COUNT	(12022.1a)	(12022.1b)	(12022.3(b))	(12022.3(b))	(12022.5)	(12022.5(b))	(12022.6(b))	(12022.7)	(12022.8)
	C/F S	I C/F S	I C/F S	I C/F S	I C/F S	I C/F S	I C/F S	I C/F S	I C/F S

3. OTHER ORDERS: Court recommends a minimum custody institution

## 4. A. NUMBER OF PRIOR PRISON TERMS:

B	C/F
667.5(a)	0
667.5(b)	0
667.5(b)	0

## B. NUMBER OF PRIOR FELONY CONVICTIONS:

B	C/F
667.6(i)	1

5. TIME STAYED (if 110.1(f)) [DOUBLE BAR LINE]

6. TOTAL TERM IMPOSED

7. THIS SENTENCE IS TO RUN CONCURRENT WITH ANY PRIOR UNCOMPLETED SENTENCE (I)

## 8. EXECUTION OF SENTENCE IMPOSED:

A. AT INITIAL TRIAL  
X AT SENTENCING HEARING  
B. DATE SENTENCE PRONOUNCED  
11 08 82 DAY

CRIMES FOR	TOTAL DAYS	ACTUAL LOCAL	CRIMINAL CONDUCT	STATE INSTITUTIONS
TIME SERVED	IN CUSTODY	81	40	DMH CDC

C. DEFENDANT IS REMANDED TO THE CUSTODY OF THE SHERIFF, TO BE DELIVERED

X FORTHWITH  
AFTER 48 HOURS  
EXCLUDING SUNDAYS,  
SUNDAYS AND HOLIDAYS  
INTO THE CUSTODY OF  
THE DIRECTOR OF  
CORRECTIONS AT THE  
EXCEPTION GUIDANCE  
CENTER LOCATED AT:  
 CALIF. INSTITUTION FOR  
WOMEN - FRONTIER  
 CALIF. MEDICAL  
FACILITY - YAGAVILLE  
 CALIF. INSTITUTION  
FOR MEN - CHINO

CLERK OF SUPERIOR COURT

I hereby certify the foregoing to be a correct abstract of the judgment made in this action  
REPUTIVE SIGNATURE

NOV 8 1982

This form is prescribed pursuant to Penal Code §1213.5 to satisfy the requirements of Penal Code §1213.3 (Abstract of Judgment and Commitment) for determinate sentences under Penal Code §1170. A copy of probation report shall accompany the Department of Corrections' copy of this form pursuant to Penal Code §1203e. A copy of the sentencing proceedings and any supplementary probation report shall be transmitted to the Department of Corrections pursuant to Penal Code §1203.03. Attachments may be used but must be incorporated by reference.

## ABSTRACT OF JUDGMENT - COMMITMENT

## SINGLE OR CONCURRENT COUNT FORM

(Not to be used for Multiple Count Convictions nor Consecutive Sentences)

FORM DSL 290.1

Pen. C. 1213.5

CDC

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